



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claims Against the City of Lodi

MEETING DATE: December 20, 1995

SUBMITTED BY: Human Resources Director

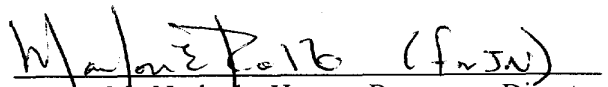
RECOMMENDED ACTION: To approve by motion action, denial of the following verified claims filed against the City of Lodi:

- A) Pacific Gas & Electric Company, date of loss: 7/17/95;
- B) Craig A. Romanofsky, date of loss: 7/18/95;
- C) Margaret Williams, date of loss: 9/02/95;
- D) Tim Weertman, date of loss: 11/18/95;
- E) Betty Eachus, date of loss: 07/17/95.

BACKGROUND INFORMATION: Following review of the verified claims filed against the City of Lodi, the City Attorney and/or the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA), recommend that the City deny the subject claims.

FUNDING: None required.

Respectfully submitted,


Joanne M. Narloch, Human Resources Director

Prepared by Marlon Robbins, Human Resources Analyst II.

cc: City Attorney

APPROVED: _____


H. Dixon Flynn
City Manager



CITY COUNCIL

STEPHEN J. MANN, Mayor
DAVID P. WARNER
Mayor Pro Tempore
RAY G. DAVENPORT
PHILLIP A. PENNINO
JACK A. SIEGLOCK

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6704
FAX (209) 333-6816

H. DIXON FLYNN
City Manager
JENNIFER M. PERRIN
City Clerk
RANDALL A. HAYS
City Attorney

Notice of Claim Rejection

December 20, 1995

Pacific Gas and Electric Company
Credit and Collection Center
Attn: Georgette Simmerman, Claims Representative
P.O. Box 8329
Stockton, CA 95208

RE: Claim against the City of Lodi
Date of Loss: 07/17/95
Claim Number: 95-48

Dear Georgette:

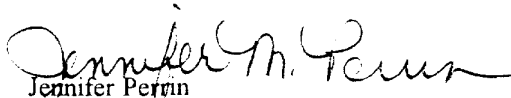
Notice is hereby given that the claim you presented to the City on Lodi on August 21, 1995, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Jennifer Perrin
City Clerk

cc: Bill Benson

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Notice of Claim Rejection

December 20, 1995

Craig A. Romanofsky
706 Golden Ave.
Lodi, CA 95240

RE: Claim against the City of Lodi
Date of Loss: 07/18/95
Claim Number: 95-50

Dear Craig:


Notice is hereby given that the claim you presented to the City on Lodi on September 7, 1995, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jennifer Perrin
City Clerk

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Notice of Claim Rejection

December 20, 1995

Margaret Williams
801 N. Ham Lane
Lodi, CA 95241

RE: Claim against the City of Lodi
Date of Loss: 09/2/95
Claim Number: 95-54

Dear Margaret:


Notice is hereby given that the claim you presented to the City of Lodi on September 18, 1995, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jennifer Perrin
City Clerk

cc: Bill Benson

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Notice of Claim Rejection

December 20, 1995

Tim Weertman
207 N. Fairmont
Lodi, CA 95240

RE: Claim against the City of Lodi
Date of Loss: 11/18/95
Claim Number: 95-63

Dear Tim:

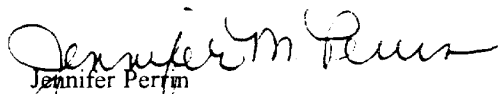
Notice is hereby given that the claim you presented to the City on Lodi on November 21, 1995, is rejected as of the date of this letter.

Warning

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Sincerely,


Jennifer Perrin
City Clerk

cc: Bill Benson

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City Attorney

Notice of Claim Rejection

December 20, 1995

Thomas J. Newton, Esq., Mullen, Sullivan & Newton
P.O. Box 560
Lodi, CA 95241

RE: Claim on behalf of Betty Jean Eachus against the City of Lodi
Date of Loss: 07/17/95
Claim Number: 95-62

Dear Betty:

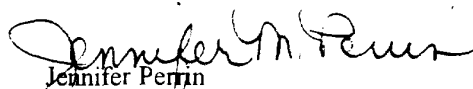
Notice is hereby given that the claim you presented to the City of Lodi in behalf of Betty Jean Eachus on November 15, 1995, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jennifer Perrin
City Clerk

cc: Bill Benson